

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 2180 – SB 2571

February 11, 2020

SUMMARY OF BILL: Increases, from \$100 to \$500, the fine a court may assess, per person who receives a written or electronic advertisement that represents or implies that goods or services have been approved, authorized, or endorsed by a governmental entity, against a person who utilizes such advertisement.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Pursuant to Tenn. Code Ann. § 47-18-131(c)(2), using an advertisement that represents or implies that goods or services have been approved, authorized, or endorsed by a governmental entity is a violation of the *Consumer Protection Act of 1977 (the Act)*.
- Pursuant to Tenn. Code Ann. § 47-18-131(f), a court may assess a fine per person who receives such advertisement, in addition to other remedies provided under *the Act*. Any fines assessed by a court in this manner will be retained by the Attorney General (AG) to be used for enforcement of *the Act*.
- There will not be a sufficient number of prosecutions for the AG to see a significant increase in revenue from the proposed legislation.
- No significant fiscal impact to state or local government.

IMPACT TO COMMERCE:

NOT SIGNIFICANT

Assumptions:

- Increasing the fine a court may assess against a person or business using an advertisement that implies that goods or services have been endorsed by a governmental entity is not estimated to significantly increase business expenditures.
- No significant impact to commerce or jobs in Tennessee.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The script is cursive and fluid.

Krista Lee Carsner, Executive Director

/agr